

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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PAUL D. CEGLIA,

Plaintiff,

v.

MARK ELLIOT ZUCKERBERG,  
FACEBOOK, INC.,

Defendants.

**DECISION  
and  
ORDER**

**10-CV-569A(F)**

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APPEARANCES:

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By papers filed May 29, 2012 (Doc. No. 391), Plaintiff requests the court to extend the timetable for filing Plaintiff's expert reports, June 3, 2012, established by the court following a hearing on Defendants' motion to stay discovery (Doc. No. 348), or to allow Plaintiff to amend his expert reports following disposition of Plaintiff's motion to

compel filed May 27, 2012 (Doc. No. 389). Defendants oppose Plaintiff's request (Defendants' Opposition to Ceglia's Motion for Extension of Time (Doc. No. 407) filed May 31, 2012 ("Defendants' Opposition")).

Based on its review of the reasons stated in Defendants' Opposition, the court finds, contrary to those asserted by Plaintiff, there are no grounds to warrant any modification of the scheduled due date for filing of Plaintiff's expert reports. Plaintiff has had ample time to comply with the court's schedule. Any possible need to supplement Plaintiff's expert reports can be addressed following disposition of Plaintiff's motion to compel.

### **CONCLUSION**

Based on the foregoing, Plaintiff's request to extend the time for filing Plaintiff's expert reports, June 3, 2012, (Doc. No. 391) is DENIED. Plaintiff's alternative request for leave to amend or supplement such reports following deposition of Plaintiff's motion to compel is DISMISSED without prejudice.

SO ORDERED.

*/s/ Leslie G. Foschio*

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LESLIE G. FOSCHIO  
UNITED STATES MAGISTRATE JUDGE

Dated: May 31, 2012  
Buffalo, New York